

# Missouri State Board of Education

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P.O. Box 480, Jefferson City, Missouri 65102-0480 • Phone 573-751-4446 • Fax 573-751-1179

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## MINUTES OF MEETING OF THE STATE BOARD OF EDUCATION June 25-26, 2009

The Missouri State Board of Education met on June 25-26, 2009, in Jefferson City, Missouri.

Present: Russell Thompson, Columbia, President  
David Liechti, St. Joseph, Vice President  
Rev. Stan Archie, Kansas City, Member  
Deborah Demien, Wentzville, Member  
Peter F. Herschend, Branson, Member  
Michael Ponder, Cape Girardeau, Member  
Sybl Slaughter, Lebanon, Member  
Bert Schulte, Interim Commissioner of Education  
Jeanne Kujath, Executive Assistant to the State Board  
Associate Commissioner Gerri Ogle; Assistant Commissioners  
Heidi Atkins Lieberman, Charles Brown, Jeanne Loyd, Tom  
Quinn, and Stan Johnson; Mark Van Zandt, General Counsel;  
Jim Morris, Director of Public Information; and Robin  
Coffman, Assistant to the Commissioner

No. 11382                      Associate Commissioner Ogle reported on personnel of the Department  
Recognition                      who were honored prior to the Board meeting for service awards and other  
of Staff                              distinctions for the second quarter of 2009 at a ceremony this morning.  
6/25/09                              (Exhibit 1)

No. 11383                      President Thompson called the business meeting of the Missouri State  
Call to Order                      Board of Education to order at 9:15 a.m. The meeting was held in the State  
Board of Education meeting room on the first floor of the Jefferson State Office  
Building, Jefferson City, Missouri.

No. 11384  
Agenda  
6/25/09

It was moved by Vice President Liechti, seconded by Ms. Slaughter, to approve the agenda as amended.

Motion carried.

No. 11385  
Minutes

It was moved by Ms. Slaughter, seconded by Vice President Liechti, to approve the minutes of the May 28-29, 2009, meeting of the State Board of Education as presented.

Motion carried.

No. 11386  
President's  
Report

President Thompson reported that he participated in the Scholars Academy opening festivities on June 7, 2009 at the University of Missouri-Columbia. He stated that a tremendous amount of energy was evident on the part of the Academy staff and that students were excited about the opportunity to participate in this year's program.

Mr. Herschend reported on his attendance at the Fine Arts Academy on the campus of Missouri State University in Springfield and that about 200 of Missouri's best students, related to the arts, participated in the Academy during the month of June.

Rev. Archie reported that in the Kansas City area, local volunteers are remodeling five school district buildings, which involves over 1,000 individuals.

No. 11387  
NASBE  
Report

Vice President Liechti reported on his attendance at the National Association of State Boards of Education (NASBE) Governmental Affairs Committee in Arlington, Virginia on June 12-13, 2009. He indicated that fifteen states were represented at that meeting and there was good conversation relating to federal priorities on education issues.

No. 11387  
NASBE  
Report  
(Cont.)  
6/25/09

Rev. Archie reported on his attendance at NASBE's Study Group on School-Community Partnerships, also in Arlington. He stated the group was wrapping up their report, which will be presented at the NASBE Annual Meeting in Cincinnati, Ohio in October.

No. 11388  
Consent  
Agenda

It was moved by Vice President Liechti, seconded by Rev. Archie, to approve the consent agenda as follows:

Consideration of Personnel Report (Exhibit 2)

Consideration of Adoption of Personnel Policies (Exhibit 3)

Consideration of Fiscal Year 2010 Salary Schedules for DESE and for State Board Operated Programs (Exhibit 4)

Motion carried. (Yes: 7)

No. 11389  
Closed  
Session

Ms. Slaughter moved that a closed session, with a closed record and closed vote, be held during the meeting of the State Board of Education on August 6-7, 2009, as posted by the Executive Assistant to consider the following:

1. Legal actions, causes of action, litigation, or legal work product relating to the State Board of Education and the Department of Elementary and Secondary Education, as well as any confidential or privileged communications between those entities and legal counsel;
2. Hiring, firing, disciplining or promoting of employees of the Department of Elementary and Secondary Education;
3. Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment; and
4. Other records protected from disclosure by law.

Motion was seconded by Vice President Liechti and carried.

Vote: Yes: Ponder, Herschend Liechti, Archie  
Demien, Slaughter, Thompson

Following such affirmative vote, the vote of each Board member on the

No. 11389      question of holding the closed meeting, closed record and closed vote  
 Closed      and the statutory reason therefor was announced publicly by the Executive  
 Session      Assistant.  
 (Cont.)  
 6/25/09

It was moved by Ms. Slaughter to direct the Executive Assistant to prepare, post, and make available to the news media notice of such closed meeting, closed record, and closed vote as required by law, and that a copy of such notice be filed with the minutes of the meeting which it announces.

Motion was seconded by Vice President Liechti and carried.

No. 11390      It was moved by Rev. Archie, seconded by Mr. Herschend, to approve  
 Submission of      the Fiscal Year 2010 revisions to the Title I and Title VI B plans for Vocational  
 Annual Plan      Rehabilitation as presented.  
 for Vocational  
 Rehabilitation  
 Fiscal Year  
 2010      Motion carried. (Yes: 7) (Exhibit 5)

No. 11391      It was moved by Vice President Liechti, seconded by Mr. Herschend, to  
 Consideration      classify the following school districts under the fourth cycle of the Missouri  
 of Classifying      School Improvement Program:  
 School  
 Districts      School Improvement Program:  
 under MSIP

Golden City R-III	Accredited
Ballard R-II	Accredited
Breckenridge R-I	Accredited
New York R-IV K-8	Accredited
Mirabile C-1 K-8	Accredited
Stoutland R-II	Accredited
Hale R-I	Accredited
Tina-Avalon R-II	Accredited
Pleasant Hill R-III	Accredited
Northwestern R-I	Accredited
Nixa R-II	Accredited
Ozark R-VI	Accredited
Missouri City 56 K-8	Accredited
Gallatin R-V	Accredited
Union Star R-II	Accredited
Dent-Phelps R-III K-8	Accredited
St. Clair R-XIII	Accredited
North Harrison R-III	Accredited

No. 11391	Davis R-XII K-8	Accredited
Consideration	Wheatland R-II	Accredited
of Classifying	Weaubleau R-III	Accredited
School	Joplin R-VIII	Accredited
Districts	Fox C-6	Accredited
under MSIP	Crystal City 47	Accredited
(Cont.)	Warrensburg R-VI	Accredited
6/25/09	Mt. Vernon R-V	Accredited
	Lewis County C-1	Accredited
	Linn County R-1	Accredited
	Bucklin R-II	Accredited
	Maries County R-II	Accredited
	N. Mercer County R-III	Accredited
	Middle Grove C-I K8	Accredited
	Holliday C-2 K8	Accredited
	Paris R-II	Accredited
	Thornfield R-I K8	Accredited
	Gainesville R-V	Accredited
	Rolla 31	Accredited
	St. Charles R-VI	Accredited
	Appleton City R-II	Accredited
	Roscoe C-1 K8	Accredited
	N. St. Francois County R-I	Accredited
	Kirkwood R-VII	Accredited
	Sweet Springs R-VII	Accredited
	Oran R-III	Accredited
	Bell City R-II	Accredited
	Warren County R-III	Accredited
	Mountain Grove	Accredited

Motion carried. (Yes: 7) (Exhibit 6)

No. 11392 Compliance of Charter School Shearwater High School	<p>The Department received a charter school proposal, approved by St. Louis University for a charter term of five years.</p> <p>Shearwater High School anticipates opening within the boundaries of the St. Louis City School District for the 2010-2011 school year. Shearwater High School will provide educational programming for students, age 17-21, who have previously dropped out of school. They anticipate opening in August 2010 with approximately 75 students and their total target enrollment of 180 students by their fourth year of operation.</p>
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No. 11391  
Consideration  
of Classifying  
School  
Districts  
under MSIP  
(Cont.)  
6/25/09

It was moved by Ms. Slaughter, seconded by Rev. Archie, to authorize Shearwater High School to commence operations pursuant to the charter granted by St. Louis University, effective with the 2010-2011 school year.

Motion carried. (Yes: 7) (Exhibit 7)

No. 11393  
Rule  
Audit Policy

It was moved by Vice President Liechti, seconded by Rev. Archie, to authorize publication in the *Missouri Register* of an order of rulemaking to rescind and readopt rule 5 CSR 30-4.030, Audit Policy and Requirements; and the State Board finds this rescission and adoption necessary to carry out the purposes of Sections 160.405, 161.092, 165.121, 167.201 and 178.430, RSMo.

Motion carried. (Yes: 7) (Exhibit 8)

No. 11394  
Praxis  
Qualifying  
Scores

It was moved by Vice President Liechti, seconded by Mr. Herschend, to approve the changes presented in the following Praxis II examinations and the new Missouri Qualifying Praxis Scores: Library Media Specialist—Missouri Qualifying Score: 160; and School Leaders Licensure Assessment—Missouri Qualifying Score: 163.

After discussion, it was determined that speech communication shall be removed from consideration at this time.

Motion carried. (Yes: 7) (Exhibit 9)

No. 11395  
Professional  
Education  
Programs  
Missouri  
Southern  
State  
University

It was moved by Rev. Archie, seconded by Vice President Liechti, to approve Missouri Southern State University, Joplin, Missouri, to offer thirty-one professional education programs for seven years, effective June 25, 2009 to June 24, 2016, as presented.

Motion carried. (Yes: 7) (Exhibit 10)

No. 11396  
Interim  
Approval  
Professional  
Education  
Programs  
Ozarks  
Technical  
Community  
College  
6/25/09

It was moved by Vice President Liechti, seconded by Ms. Slaughter, to grant interim approval to Ozarks Technical Community College, Springfield, Missouri, to offer a preliminary professional education program for five years effective June 25, 2009, to June 24, 2014, as presented.

Motion carried. (Yes: 7) (Exhibit 11)

No. 11397  
Interim  
Approval  
Professional  
Education  
Programs  
University of  
Phoenix,  
Kansas City  
and St. Louis,  
Missouri

It was moved by Rev. Archie, seconded by Mr. Ponder, to grant interim approval to the University of Phoenix, in Kansas City and St. Louis, Missouri, to offer eight professional education programs for five years, effective June 25, 2009, to June 24, 2014, as presented.

Motion carried. (Yes: 7) (Exhibit 12)

No. 11398  
Approval of  
Subject  
Specific  
Competencies  
for Beginning  
Educators

It was moved by Ms. Slaughter, seconded by Mr. Ponder, to approve the four subject area competencies of mathematics, speech and theater, technology and engineering, and administration, as presented.

After discussion, Ms. Slaughter amended her motion by removing mathematics from the motion. Mr. Ponder agreed.

Motion carried, as amended. (Yes: 7) (Exhibit 13)

No. 11399  
Requests for  
Issuance of  
Teaching/  
Substitute  
Certificates

It was moved by Ms. Slaughter, seconded by Rev. Archie, to approve requests for issuance of certificates of license to teach for the following applicants:

Adrian T. Byrd—substitute certificate of license to teach  
Shelly R. Emery—substitute certificate of license to teach  
Nenniccia M. Horton—substitute certificate of license to teach  
Ross H. Laux—certificate of license to teach in the area of physical education, grades 9-12  
Ricky R. Powell—substitute certificate of license to teach

No. 11399  
Requests for  
Issuance of  
Teaching/  
Substitute  
Certificates  
(Cont.)  
6/25/09

Carol A. White—certificate of license to teach in the areas of elementary education, grades 1-6, and early childhood, grades B-3

Motion carried. (Yes: 7) (Exhibit 14)

No. 11400  
Request for  
Substitute  
Certificate to  
Teach  
Johnathan D.  
Inman

It was moved by Mr. Herschend, seconded by Vice President Liechti, to deny the request by Johnathan D. Inman for a substitute certificate of license to teach. This matter came before the State Board as a result his guilty plea and suspended imposition of sentence to the charge to the misdemeanor, Sexual Misconduct—second degree, in May 2009.

Motion carried. (Yes: 7) (Exhibit 15)

No. 11401  
Request for  
Certificate to  
Teach by  
Janet J.  
(Westbrook)  
Powell

It was moved by Vice President Liechti, seconded by Ms. Slaughter, to approve the request by Janet J. (Westbrook) Powell for a certificate of license to teach. This matter came before the State Board as a result of her guilty plea to felony, Theft, Mail Matter by a Postal Service Employee, in February 1990.

Motion carried. (Yes: 7) (Exhibit 16)

No. 11402  
Request for  
Substitute  
Certificate of  
License to  
Teach Sonja  
O. Robinson

The request by Sonja O. Robinson for a substitute certificate of license to teach died for lack of motion. This matter came before the Board as a result of her guilty plea and suspended imposition of sentence to two felony counts, Unlawful Use of a Weapon in September 1997; and her guilty plea and suspended imposition of sentence to the felony, Stealing, in December 2005.

(Exhibit 17)



No. 11403  
Request for  
Teaching  
Certificate  
Stephanie D.  
(Keys)  
Withrich  
6/25/09

It was moved by Rev. Archie, seconded by Ms. Demien, to approve the request of Stephanie D. (Keys) Withrich for a certificate of license to teach.

This matter came before the State Board as a result of her guilty plea and suspended imposition of sentence to the misdemeanor, Theft/Stealing, in January 2004.

Motion carried. (Yes: 7) (Exhibit 18)

No. 11404  
Discipline to  
the Teaching  
Certificate of  
Frederick  
Duff

After a review of the transcript and other documentation, it was moved by Mr. Herschend, seconded by Mr. Ponder, to suspend for six months Frederick Duff's certificate of license to teach. This matter came before the State Board as a result his guilty plea to the class A misdemeanor, Violation of an Order of Protection/Adult Abuse, in August 2004; and his guilty plea to the class C felony, Theft/Stealing of Property or Services, in June 2007.

Motion carried. (Yes: 7) (Exhibit 19)

No. 11405  
Discipline to  
the Teaching  
Certificate of  
Bonnie  
Hagler

After a review of the transcript and other documentation, it was moved by Vice President Liechti, seconded by Ms. Slaughter, to revoke the certificate of license to teach of Bonnie Hagler. This matter came before the State Board as a result of her guilty plea to the class A misdemeanor, Assault in the 3<sup>rd</sup> degree, in June 2008.

Motion carried. (Yes: 7) (Exhibit 20)

No. 11406  
Discipline to  
the Teaching  
Certificate of  
Melbourne  
Hughes

After a review of the transcript and other documentation, it was moved by Ms. Slaughter, seconded by Rev. Archie, to take no action against the teaching certificate of Melbourne Hughes. On April 21, 2005, the State Board of Education voted to table consideration of disciplinary action against the Respondent to allow evidence of his successful completion of his probation.

No. 11406  
Discipline to  
the Teaching  
Certificate of  
Melbourn  
(Cont.)  
6/25/09

On May 1, 2009, the Department received documentation of his successful completion of probation.

Motion carried. (Yes: 7) (Exhibit 21)

No. 11407  
Discipline to  
the Teaching  
Certificate of  
Robert Jones

It was moved by Rev. Archie, seconded by Vice President Liechti, to revoke the license to teach of Robert Jones. This matter came before the State Board as a result of his guilty plea to 2<sup>nd</sup> Degree Domestic Assault, a class D felony, and three counts of 3<sup>rd</sup> Degree Domestic Assault, a class A misdemeanor, in April 2007.

Motion carried. (Yes: 7) (Exhibit 22)

No. 11408  
Discipline to  
the Teaching  
Certificate of  
Theodore  
Spessard

It was moved by Ms. Slaughter, seconded by Ms. Demien, to accept the joint settlement and suspend Theodore Spessard's certificate of license to teach for a 30-day period, beginning July 2, 2009.

Motion carried. (Yes: 7) (Exhibit 23)

No. 11409  
Rebuild  
Missouri  
Schools  
Program—  
Caruthersville  
18 School  
District

It was moved by Rev. Archie, seconded by Mr. Ponder, to authorize, pending the Governor's signature of House Bill 2, no interest funding, not to exceed \$5,300,000, from the Rebuild Missouri Schools Fund to the Caruthersville 18 School District, repayable over a twenty year period, for the repair and renovation of the high school gymnasium, high school music building, high school industrial arts building, middle school cafeteria, and the administration building all of which were damaged in an April 2, 2006 tornado.

Motion carried. (Yes: 7) (Exhibit 24)

No. 11410  
Appointment  
to Investment  
Advisory  
Committee  
6/25/09

It was moved by Mr. Herschend, seconded by Rev. Archie, to appoint Mr. Ponder to serve on the Investment Advisory Committee, effective July 1, 2009.

Motion carried (Yes: 7) (Exhibit 25)

No. 11411  
Reports

The following reports were presented to the State Board of Education on June 25 and 26, 2009:

Report on Transition Services for Students with Disabilities – Jeanne Loyd, Barb Gilpin, Brenda Simmons, James Thomas, Caleb Rhodes and Chris Klaus

Report from the Missouri Advisory Council of Certification for Educators – Rusty Rosenkoetter, Donna Gardner, Joe O’Neal and Linda Gray-Smith

Report on the Development of Missouri Standards for Teacher Education (MoSTEP) Accountability Plan for Preliminary Professional Education Programs -- Gale Hairston, Marian Goodin, Marybeth Huxel and Joyce Downing

Report on the Statutory Amendments Required to Implement a Turnaround Zone – Mark Van Zandt and Robin Coffman

Study Session: Early Childhood Education in Missouri – Stan Johnson, Jo Anne Ralston, Kathy Thornburg, and Karen Bartz  
(Exhibit 26)

Agenda Items for Two Months in Advance of Current Meeting – Russell Thompson

No. 11412  
Adjournment  
6/26/09

The meeting adjourned at 11:30 a.m. on June 26, 2009. The next meeting of the State Board of Education will be held August 6-7, 2009, in Jefferson City, Missouri.

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President

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Executive Assistant